

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
MACON DIVISION

UNITED STATES OF AMERICA

VS.

HOWARD MICHAEL DIALS,

Supervised Releasee

NO. 5: 08-MJ-03-01 (CWH)

Violation of Conditions of Supervised Release
No. 3:02-CR-23-001 — N. D. GEORGIA

ORDER OF TEMPORARY DETENTION AND REMOVAL

TO: UNITED STATES MARSHAL FOR THE MIDDLE DISTRICT OF GEORGIA

A warrant having been issued in the NORTHERN DISTRICT OF GEORGIA charging **HOWARD MICHAEL DIALS** with violation of the terms of his sentence of supervised release entered in that district on March 10, 2003, and said supervised releasee having been arrested in the Middle District of Georgia;

At an appearance this day before Claude W. Hicks, Jr., United States Magistrate Judge for the Middle District of Georgia under provisions of Rule 32.1(a)(5)(B) of the Federal Rules of Criminal Procedure, said supervised releasee was advised of allegations pending against him in the NORTHERN DISTRICT OF GEORGIA and of his legal and constitutional rights. He was represented by Mr. Christopher Brian Jarrard of the Federal Defenders Office. Proper documentation was presented to the court and provided to the supervised releasee and counsel. The supervised releasee admitted his identity, waiving removal; therefore, removal to the district of prosecution is appropriate.

The government requests detention in this case. Counsel for the supervised releasee advised that his client did not wish to contest detention in this district but wished to reserve his right to have the issue of detention considered in the district of prosecution. Accordingly, the undersigned finds that conditions of release, if appropriate, may be considered by the judicial officer presiding in the NORTHERN DISTRICT OF GEORGIA upon Mr. Dials' appearance in that district, the supervised releasee specifically **reserving his right to a detention hearing** in that district.

Accordingly, YOU ARE HEREBY COMMANDED to **TEMPORARILY DETAIN** the said **HOWARD MICHAEL DIALS** and to **REMOVE** him forthwith to the NORTHERN DISTRICT OF GEORGIA and there deliver him to the United States Marshal for that District or to such other officer authorized to receive him.

SO ORDERED, this 3rd day of MARCH, 2008.



A handwritten signature in blue ink, reading "Claude W. Hicks, Jr.".

CLAUDE W. HICKS, JR.
UNITED STATES MAGISTRATE JUDGE

RETURN

_____ District of _____

Received the within warrant of removal on the _____ day of _____,
2008, and executed same.

DEPUTY U. S. MARSHAL